IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

MISCELLANEOUS CIVIL APPLICATION NO.10 OF 1996

Smt.Vimlabai Shrikrishna Bhavsar
& Another .. Applicants.
V/s.
Ajitkhan J. Shaikh & Anr. .. Respondents.

None for the applicants.

None for the respondents.

CORAM : A.S. OKA, J.

DATED : 5TH APRIL, 2005.

P.C. :

1. As the Advocate for the Applicant has expired, Court service notice has been issued to the Applicant. Office noting shows that the notice is not yet received back.

2. This application is for transfer of Claim Petition filed by the Applicants before the Motor Accident Claims Tribunal at Nasik to the Motor Accident Claims Tribunal at Mumbai. The case of Applicants is that they are the resident of Mumbai and the Claim Petition was filed at the Tribunal at Nasik only because the accident had taken place within the jurisdiction of the said Tribunal. Perusal of the record shows that on January 25, 1996 notice before admission was issued by this Court.

However, stay of further proceeding of the Claim petition was not granted. There is nothing on record to show that the Claim Petition filed in the year 1996 is still pending in the Tribunal at Nasik. Hence, no purpose will be served by keeping this Application pending.

3. Hence, the Miscellaneous Civil Application stands disposed of. No order as to costs. If the Claim Petition is still pending in the Tribunal at Nasik, liberty to the Applicants to make fresh application for transfer.

(A.S. OKA, J.)